

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re VEECO INSTRUMENTS, INC. :  
SECURITIES LITIGATION :  
-----x  
-----x  
THIS DOCUMENT RELATES TO: :  
ALL ACTIONS :  
-----x

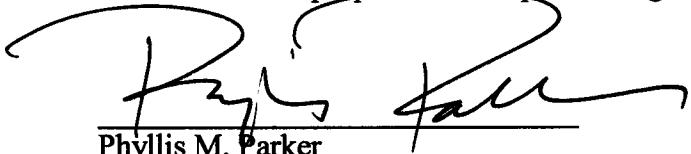
MDL No.: 7:05-md-01695-CM

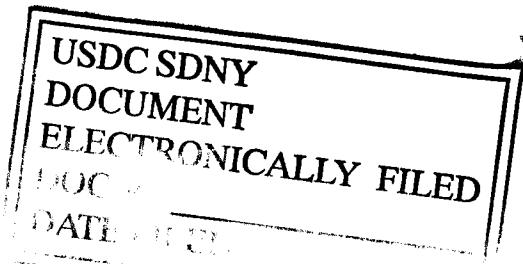
U.S. DISTRICT COURT  
FILED  
NOV 20 2006  
S.D. OF N.Y. W.P.  
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**NOTICE OF MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

**PLEASE TAKE NOTICE** that upon the annexed affidavit of Phyllis M. Parker, Esquire dated November 17, 2006, the undersigned will move this Court, pursuant to Rule 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, for an Order allowing Carole A. Broderick to appear as counsel on behalf of Lead Plaintiff Steelworkers Pension Trust and the Class certified in the above action *Pro Hac Vice* for all purposes in this proceeding.

DATED: November 17, 2006

  
Phyllis M. Parker  
(Admitted attorney *Pro Hac Vice* by  
Order of 11/16/05)  
**BERGER & MONTAGUE, P.C.**  
1622 Locust Street  
Philadelphia, PA 19103  
(215) 875-3000  
[pparker@bm.net](mailto:pparker@bm.net)



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re VEECO INSTRUMENTS, INC.	:	MDL No.: 7:05-md-01695-CM
SECURITIES LITIGATION	:	
-----x-----		
THIS DOCUMENT RELATES TO:	:	<b>[PROPOSED] ORDER ON ADMISSION</b>
ALL ACTIONS	:	<b>TO PRACTICE <i>PRO HAC VICE</i></b>
-----x-----		

The motion for admission to practice *Pro Hac Vice* in the above captioned matter is granted. The admitted attorney, Carole A. Broderick, is permitted to argue or try this particular case in whole or in part as counsel.

Such attorney admitted to practice *Pro Hac Vice* is required to pay a \$25.00 attorney admission fee and present this Order to the intake deputy clerk in the Clerk's Office within 10 business days.

This Order confirms his appearance as counsel in this case, and this Order will be entered on the Court's docket. A notation of this admission *Pro Hac Vice* for the above listed case will be made on the roll of attorneys.

The attorney admitted *Pro Hac Vice* must serve a copy of this Order on all other counsel in this case.

Dated: November \_\_\_\_, 2006

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United States District Judge

cc: *Pro Hac Vice* Attorneys  
Court File

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re VEECO INSTRUMENTS, INC. : MDL No.: 7:05-md-01695-CM  
SECURITIES LITIGATION :  
----- X  
----- X  
THIS DOCUMENT RELATES TO: :  
: :  
ALL ACTIONS :  
----- X  
Commonwealth of Pennsylvania )  
County of Philadelphia )  
ss:

I, Phyllis M. Parker, an attorney admitted to practice before the Courts of the Commonwealth of Pennsylvania and admitted to practice *Pro Hac Vice* before the Court in this action, hereby affirms, under penalties of perjury, as follows:

1. I am a senior associate of Berger & Montague, P.C. which is the Lead Counsel for Lead Plaintiff Steelworkers Pension Trust and the Class in this Action. I am a member in good standing of the bar of the Commonwealth of Pennsylvania. Pursuant to this Court's Order of November 16, 2005, I have been admitted to practice *Pro Hac Vice* in this action. I submit this affidavit in support of the motion of Carole A. Broderick that she be permitted to appear as counsel on behalf of Lead Plaintiff Steelworkers Pension Trust and the Class *Pro Vac Vice* for all purposes in this action, including, but not limited to, conferences, pleadings, motion practice, arguments and trial.

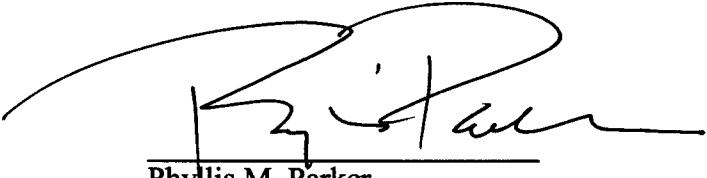
2. I am informed and believe that Carole A. Broderick is a member in good standing of the bar of the Supreme Court of Pennsylvania. Carole A. Broderick is a partner of Berger & Montague, P.C. which has its offices at 1622 Locust Street, Philadelphia, PA 19103-6365.

3. A Certificate of Good Standing from the Supreme Court of Pennsylvania for Carole A. Broderick is annexed as Exhibit A.

4. It is my belief that the requirements of Local Civil Rule 1.3(c) of this Court are fully satisfied.

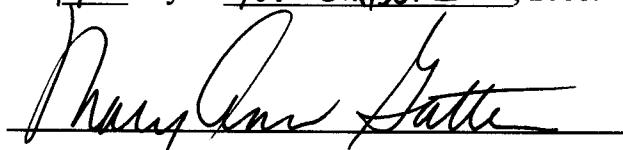
5. In its Order dated October 12, 2005 selecting Lead Plaintiff and Lead Counsel in this Action, the Court stated that it saw no need for and declined to appoint a local liaison counsel in this Action, because, *inter alia*, the attorneys from Berger & Montague who are appearing in this Action have been admitted *Pro Hac Vice* as temporary members of the Court and this is an electronic filing case. Accordingly, as a lawyer admitted to practice *Pro Hac Vice* in this action, I am respectfully submitting this affidavit in support of the motion without local counsel.

6. Accordingly, I respectfully request that the motion be granted and the Court sign the proposed order annexed as Exhibit B. The \$25.00 fee will be paid upon presentation of the Order to the Clerk.



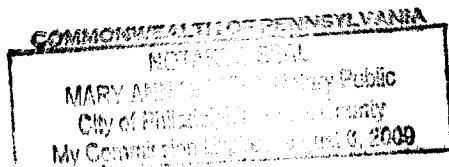
Phyllis M. Parker

Subscribed and sworn to before me  
this 7<sup>th</sup> day of NOVEMBER, 2006.



Mary Ann Gatto

Notary Public, Commonwealth of Pennsylvania  
My commission expires:





Supreme Court of Pennsylvania

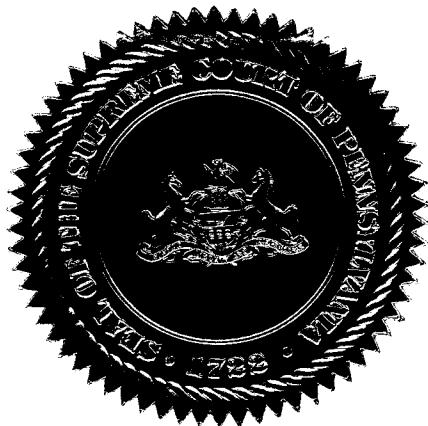
**CERTIFICATE OF GOOD STANDING**

***Carole A. Broderick, Esq.***

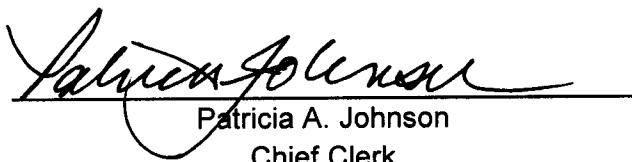
**DATE OF ADMISSION**

***June 1, 1958***

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



**Witness my hand and official seal**  
**Dated: November 14, 2006**

  
\_\_\_\_\_  
Patricia A. Johnson  
Chief Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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 In re VEECO INSTRUMENTS, INC. :  
 SECURITIES LITIGATION :  
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MDL No.: 7:05-md-01695-CM

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 ALL ACTIONS :  
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**AFFIDAVIT OF CAROLE A. BRODERICK  
IN SUPPORT OF MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

Commonwealth of Pennsylvania )  
 )  
 County of Philadelphia )

ss:

Carole A. Broderick, being duly sworn, hereby deposes and says:

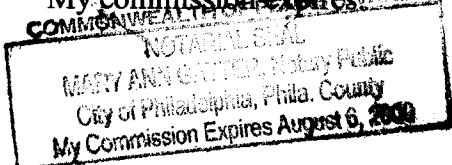
1. I am an associate with the law firm of Berger & Montague, P.C.
2. I submit this affidavit in support of the motion for my admission to practice *Pro Hac Vice* in the above captioned matter.
3. As shown in the Certificate of Good Standing annexed hereto, I am a member in good standing of the bar of the Commonwealth of Pennsylvania.
4. There are no pending disciplinary proceedings against me in any state or federal court.
5. Wherefore, I respectfully submit that I be permitted to appear as counsel and advocate *Pro Hac Vice* in this one case.

Carole Broderick  
 Carole A. Broderick (PA # 12001)  
 Berger & Montague, P.C.  
 1622 Locust Street  
 Philadelphia, PA 19103  
 (215) 875-3000  
 Cbroderick@bm.net

Subscribed and sworn to before me  
 this 17<sup>th</sup> day of November, 2006.

Mary Ann Gatter

Notary Public, Commonwealth of Pennsylvania  
 My commission expires 8/6/2009



**CERTIFICATE OF SERVICE**

I hereby certify that on November 17, 2006, I caused a true and correct copy of Notice of Motion to Admit Counsel *Pro Hac Vice*; Affirmation of Phyllis M. Parker in Support of Motion to Admit Counsel *Pro Hac Vice*; and Affidavit of Carole A. Broderick in Support of Motion to Admit Counsel *Pro Hac Vice* to be served upon the following Counsel via:

**Electronic Filing:**

John A. Herfort, Esq.  
Robert J. Serio, Esq.  
J. Ross Wallin, Esq.  
Colin R. Young, Esq.  
**GIBSON, DUNN & CRUTCHER LLP**  
200 Park Avenue  
New York, NY 10166

***Counsel for Defendants***

**First Class Mail Postage Pre-paid:**

Robert I. Harwood, Esq.  
Jeffrey M. Norton, Esq.  
Jennifer K. Hirsh, Esq.  
**WECHSLER HARWOOD LLP**  
488 Madison Avenue  
New York, NY 10022

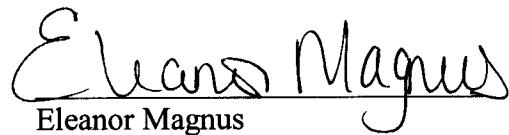
***Counsel for Derivative Plaintiffs***

**First Class Mail Postage Pre-paid Cont'd:**

Nadeem Faruqi, Esq.  
Shane T. Rowley, Esq.  
Beth Keller, Esq.  
**FARUQI & FARUQI LLP**  
320 East 39<sup>th</sup> Street  
New York, NY 10016

Brian D. Penny, Esq.  
**GOLDMAN SCARLATO & KARON, P.C.**  
101 West Elm Street  
Conshohocken, PA 19428

***Counsel for Derivative Plaintiffs***

  
Eleanor Magnus